



Water Environment and Water Services (Scotland) Act 2003

2003 asp 3

PART 1

PROTECTION OF THE WATER ENVIRONMENT

CHAPTER 3

MEASURES FOR PROTECTION OF THE WATER ENVIRONMENT

21 Controlled activities regulations: procedure

- (1) Before making any regulations under section 20, the Scottish Ministers must consult—
 - (a) SEPA,
 - (b) every responsible authority,
 - (c) such persons appearing them to be representative of the interests of local government, industry, agriculture, fisheries and small businesses respectively as they think fit, and
 - (d) such other persons as they think fit.
- (2) Before making any regulations under that section specifying rules as mentioned in paragraph 3(2) of schedule 2 (general binding rules), the Scottish Ministers must, in addition to consulting as required by subsection (1)—
 - (a) publish a draft of the proposed rules, and publicise the opportunity to make representations about them under subsection (3), in such manner as they think fit, and
 - (b) make copies of the proposed rules available for public inspection for such period, which must be at least 28 days, as they may determine.
- (3) Any person who wishes to make representations about the proposed rules to the Scottish Ministers may do so within the period determined under subsection (2)(b).

Status: This is the original version (as it was originally enacted).

- (4) The Scottish Ministers must, in making the regulations specifying the rules, have regard to any representations on the proposed rules received by them within that period.